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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/024,268	12/18/2001	Robert F. Meyerson	13944.104	5726
7590	01/26/2006		EXAMINER PHAN, JOSEPH T	
Shane Hunter Mintz Levin Cohn Ferris Glovskly And Popeo P C One Financial Center Boston, MA 02111			ART UNIT	PAPER NUMBER
			2645	
DATE MAILED: 01/26/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/024,268

Applicant(s)

MEYERSON ET AL.

Examiner

Joseph T. Phan

Art Unit

2645

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 15 November 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,2,4,6-9,12-14,16,18-22,25 and 26 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,2,4,6-9,12-14,16,18-22,25 and 26 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Response to Arguments

1. Applicant's arguments with respect to claims **1, 2, 4, 6-9, 12-14, 16, 18-22, and 25-26** have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1, 2, 4, 6-9, 12-14, 16, 18-22, and 25-26 rejected under 35

U.S.C. 102(e) as being anticipated by Fuoss et al., Patent #6,970,696.

Regarding claims 1,6,13, and 18, Fuoss teaches a multi-media communication management system for operation with a plurality of subscriber stations(col.3 lines 10-34), each subscriber station comprising:

a docking interface for communicating with a subscriber's portable computing device when such portable computing device is coupled to the docking interface by the subscriber, a telephony user interface generating an incoming telephone call signal to signal the subscriber upon remote initiation of an audio session and providing audio input and output for supporting the audio session(col.4 lines 3-44);

the multi-media communication management system comprising:

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a network communication circuit; a communication gateway coupled to the network communication circuit(Fig.1), the communication gateway comprising:

means for receiving, from a communication originating device, an audio session initiation signal, the audio session initiation signal including subscriber identification uniquely associated with a subscriber; means for identifying a terminating subscriber telephony station, the terminating subscriber telephony station being the one of the plurality of subscriber stations to which a portable device that includes a subscriber device ID that associates with the subscriber identification is then currently coupled(col.4 line 45-col.5 line 64), and

means for initiating an audio session between the originating device and the terminating subscriber telephony station for audio input and output of the audio session by the user interface of such terminating subscriber telephony station(col.7 lines 38-67);

Regarding claims 2, 4, 14, 16 Fuoss teaches the multi-media communication management system of claim 1 wherein the audio session initiation signal is a telephony network call set up signal to a DID telephone number, the DID telephone number being the subscriber identification uniquely associated with a subscriber(col.5 lines 1-17);

means for, in response to determining that the subscriber's portable device is not coupled to a docking interface of a subscriber station, opening an audio session with the originating device and recording an audio message received from the originating device through the audio session(label 280 of Fig.2);

Regarding claims 7 and 19, Fuoss teaches a multi-media communication

management system for operation with a plurality of subscriber stations(Fig.1), each subscriber station comprising:

a docking interface for communicating with a subscriber's portable computing device when such portable computing device is coupled to the docking interface by the subscriber, a telephony user interface generating an incoming telephone call signal to signal the sub-scriber upon remote initiation of an audio session and providing audio input and output for supporting the audio session(col.4 lines 3-44);

the multi-media communication management system comprising:

a network communication circuit;

a session control server coupled to the network communication circuit and comprising:

means for receiving a message from a subscriber station identifying which of a plurality of subscriber portable devices is then currently coupled to the docking interface of the subscriber station(col.4 lines 3-44);

means for recording, in a location table, an association between the subscriber and the subscriber station to which the subscriber's portable device is then currently coupled(col.4 line 45-col.5 line 64); and a communication gateway coupled to the network communication circuit and comprising;

means for receiving, from a communication originating device, an audio session initiation signal, the audio session initiation signal including a subscriber identification uniquely associated with a subscriber; means for querying the location table to identify a terminating subscriber telephony station, the terminating subscriber telephony station being the one of the plurality of subscriber stations to which a portable device that

includes a subscriber device ID that associates with the subscriber identification is then currently coupled(col.4 line 45-col.5 line 64), and

means for initiating an audio session between the originating device and the terminating subscriber telephony station for audio input and output of the audio session by the user interface of such terminating subscriber telephony station(col.4 line 45-col.5 line 64 and col.7).

Regarding claims 8-9,12, and 20-22 Fuoss teaches the multi-media communication management system of claims 7 and 19, wherein the session control server further comprises:

means for receiving a message from a subscriber station indicating that the subscriber portable device coupled to its docking interface has been removed; and

means for recording in the location table, a dissociation between the subscriber station and the subscriber(label 280 Fig.2 is a dissociation);

wherein the audio session initiation signal is a telephony network call set up signal to a DID telephone number, the DID telephone number being the subscriber identification uniquely associated with a subscriber(col.5 lines 1-17);

means for, in response to determining that the subscriber's portable device is not coupled to a docking interface of a subscriber station, opening an audio session with the originating device and recording an audio message received from the originating device through the audio session(label 280 of Fig.2);

Regarding claim 25, Fuoss teaches the multi-media communication management

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system of claim 1, wherein the means for identifying a terminating subscriber telephony station comprises means for receiving, via the network communication circuit from the terminating subscriber telephony station, the subscriber device ID of the subscriber portable device that is then currently coupled to the terminating subscriber telephony station(col.4 line 45-col.5 line 64),

Regarding claim 26, Fuoss teaches the method of claim 13, wherein the step of identifying a terminating subscriber telephony station comprises receiving, via the network communication circuit from the terminating subscriber telephony station, the subscriber device ID of the subscriber portable device that is then currently coupled to the terminating subscriber telephony station(col.4 line 45-col.5 line 64).

Conclusion

3. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph T. Phan whose telephone number is (571) 272-7544. The examiner can normally be reached on Mon-Fri 9am-6pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang can be reached on (571) 272-7547. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JTP
January 23, 2006



OVIDIO ESCALANTE
PATENT EXAMINER

